

HOUSE BILL 3766
By Rinks

AN ACT to amend Tennessee Code Annotated, Title 2; Title 4; Title 5; Title 6; Title 7 and Title 8, relative to elections.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 6-20-102, is amended by deleting subdivision (c)(1) and substituting instead the following:

(1) In addition to the authority granted by subsections (a) and (b), the board of commissioners shall fix the date of subsequent regular municipal elections as the date of the regular November election as defined in §2-1-104.

SECTION 2. Tennessee Code Annotated, Section 6-20-102(c), is amended by deleting subdivision (3) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 6-31-102(b), is amended by deleting the word "may" in the first sentence and substituting instead the word "shall"; and by deleting the last sentence of the subsection.

SECTION 4. Tennessee Code Annotated, Title 6, is amended by adding the following as a new, appropriately designated section:

Notwithstanding any provision of law or private act to the contrary, all municipal elections shall be held in conjunction with the November regular election by 2010. Each municipality shall provide the state coordinator of elections a plan by which the municipality intends to comply with this section. Such plan shall include timetables of transitional elections. Nothing in this section shall be construed to remove any incumbent from office or abridge the term of any incumbent prior to the end of the term for which an elected official was selected. Provided, however, a municipality may extend the length of a term to facilitate the transition to the November election.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.